



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/768,571	01/29/2004	Karla Weaver	706177-2001	6350
7590 Bingham McCutchen LLP 2020 K Street, NW Washington, DC 20006				
EXAMINER				
STIGELL, THEODORE J				
ART UNIT		PAPER NUMBER		
3763				
MAIL DATE		DELIVERY MODE		
10/14/2011		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b><i>Examiner-Initiated Interview Summary</i></b>	<b>Application No.</b> 10/768,571	<b>Applicant(s)</b> WEAVER ET AL.	
	<b>Examiner</b> THEODORE STIGELL	<b>Art Unit</b> 3763	

All participants (applicant, applicant's representative, PTO personnel):

(1) THEODORE STIGELL. (3) \_\_\_\_.

(2) Dhruv Kaushal. (4) \_\_\_\_.

Date of Interview: 10 October 2011.

Type: ☒ Telephonic ☐ Video Conference  
☐ Personal (copy given to: ☐ applicant ☐ applicant's representative)

Exhibit shown or demonstration conducted: ☐ Yes ☐ No.  
If Yes, brief description: \_\_\_\_.

Issues Discussed ☐ 101 ☐ 112 ☐ 102 ☐ 103 ☐ Others  
(For each of the checked box(es) above, please describe below the issue and detailed description of the discussion)

Claim(s) discussed: 18

Identification of prior art discussed: NA.

**Substance of Interview**  
(For each issue discussed, provide a detailed description and indicate if agreement was reached. Some topics may include: identification or clarification of a reference or a portion thereof, claim interpretation, proposed amendments, arguments of any applied references etc...)

Examiner called Mr. Kaushal to inform him that claim 18 is not allowable. Although the rejection under Steigerwald and Merrill over claim 18 was overturned by the Board Decision mailed 8/29/2011, the rejection under Frisch, Merrill, and Steigerwald over claim 18 was upheld. Therefore, claim 18 is not allowable.

**Applicant recodation instructions:** It is not necessary for applicant to provide a separate record of the substance of interview.

**Examiner recodation instructions:** Examiners must summarize the substance of any interview of record. A complete and proper recodation of the substance of an interview should include the items listed in MPEP 713.04 for complete and proper recodation including the identification of the general thrust of each argument or issue discussed, a general indication of any other pertinent matters discussed regarding patentability and the general results or outcome of the interview, to include an indication as to whether or not agreement was reached on the issues raised.

☐ Attachment

/Theodore J Stigell/ Primary Examiner, Art Unit 3763	
---	--